



STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT & CONSERVATION

**REQUEST FOR PROPOSALS # 32701-05342
AMENDMENT # 1
DEVELOP, COMPLETE, AND DELIVER A STATEWIDE
COMPREHENSIVE, INTEGRATED SOLID WASTE
MANAGEMENT PLAN**

DATE: 5/24/2024

RFP # 32701-05342 IS AMENDED AS FOLLOWS:

1. This RFP Schedule of Events updates and confirms scheduled RFP dates. Any event, time, or date containing revised or new text is highlighted.

EVENT	TIME (central time zone)	DATE
1. RFP Issued		April 26, 2024
2. Disability Accommodation Request Deadline	2:00 p.m.	May 3, 2024
3. Pre-response Conference	10:00 a.m.	May 6, 2024
4. Notice of Intent to Respond Deadline	2:00 p.m.	May 7, 2024
5. Written "Questions & Comments" Deadline	2:00 p.m.	May 14, 2024
6. State Response to Written "Questions & Comments"		May 24, 2024
7. Response Deadline	2:00 p.m.	June 7, 2024
8. State Completion of Technical Response Evaluations		June 21, 2024
9. State Opening & Scoring of Cost Proposals	2:00 p.m.	June 24, 2024
10. Negotiations	4:30 p.m.	June 25-26, 2024
11. State Notice of Intent to Award Released <u>and</u> RFP Files Opened for Public Inspection	2:00 p.m.	June 28, 2024
12. End of Open File Period		July 5, 2024
13. State sends contract to Contractor for signature		July 8, 2024
14. Contractor Signature Deadline	2:00 p.m.	July 11, 2024

2. State responses to questions and comments in the table below amend and clarify this RFP.

Any restatement of RFP text in the Question/Comment column shall NOT be construed as a change in the actual wording of the RFP document.

RFP SECTION	PAGE #	QUESTION / COMMENT	STATE RESPONSE
		<p>1. Section 1.1.2 indicates that the estimated budget for the entire contract term is up to \$1,000,000 (\$1M). Is this budget specifically for the development of the Integrated Solid Waste Management Plan or does the \$1M budget also include the budget to conduct the separate Solid Waste Infrastructure and Recycling Study (RFP # 32701-05346) that was recently released?</p>	<p>The estimated budget stated in section 1.1.2. is specifically for the development of the integrated solid waste management plan and does not include the solid waste infrastructure and recycling study. These are two separate RFPs with two separate budgets.</p>
		<p>2. Section 3.C – Payment Methodology, indicates that there would be three (3) Lump Sum payment compensations from the State to the Consultant. Each upon successful completion of the individual three (3) Tasks. Given the amount of budget that would need to be spent during completion of the 3 Tasks (including planning for and attending the stakeholder engagement meetings), would the State consider progressive payments to the Consultant on a monthly basis instead?</p>	<p>The payment methodology has been updated. Please see updated RFP Attachment 6.3. and pro forma section C.3.</p>
		<p>3. Section A.4 Task1 – Initial Phase (Subsections B and C) states that: Within 14</p>	<p>The contractor should provide a work and communications plan within 14 calendar days. The pro forma contract</p>

RFP SECTION	PAGE #	QUESTION / COMMENT	STATE RESPONSE
		<p>days of contract start, provide to the State for approval a work and communications plan and Schedule. Is this 14 calendar or 14 business days?</p>	<p>has been updated to reflect this clarification.</p>
		<p>4. Are we able to use font sizes smaller than 12pt for headers, footers, charts, graphics, and other elements apart from the main body text of the proposal as long as the text is legible?</p>	<p>Yes, a smaller font size for headers, footers, and graphics is acceptable if the text is legible.</p>
		<p>5. Can we submit suggested modifications to certain language in the contract, if any?</p>	<p>No, the State is not accepting redlines to this contract.</p>
		<p>6. Is the Reference Questionnaire to be submitted to the Solicitation Coordinator by the proposal deadline?</p>	<p>Yes, that is correct.</p>
		<p>7. Section C.3 - the three lump sum payments are unfavorable in responding to this RFP. This project will likely be performed for more than a year. The three lump sum payment schedule will result in work in progress for the prime and minority sub-consultants that go unbilled to TDEC for months. This will negatively impact project cash flows and in turn, discourage responses. We would like to suggest three possible alternatives:</p>	<p>The payment methodology has been updated. Please see updated RFP Attachment 6.3. and pro forma section C.3.</p>

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		<ul style="list-style-type: none"> i. Provide lump sum payments monthly based on percentage of work complete ii. Allow the responder to front load the invoices for Task 1 and Task 2 iii. Allow the responder to further break down tasks and payment milestones over the lifecycle of the project for payment purposes. 	
		<p>8. Section C.4 – in-person stakeholder meetings are required throughout the state which will require the reimbursement of travel time, expenses, meals and lodging. We suggest removing this paragraph.</p>	<p>The respondent should consider these expenses related to those tasks in their cost proposals.</p>
		<p>9. Section D.6 – We suggest this paragraph be modified as follows.</p> <p><u>Termination for Cause.</u> If the Contractor fails to properly perform its obligations under this Contract in a timely or proper manner, or if the Contractor materially violates any terms of this Contract (“Breach Condition”), the State shall have the right to immediately terminate the Contract and withhold payments in excess of compensation for completed services or provided goods.</p>	<p>No, this cannot be revised according to statute.</p>

RFP SECTION	PAGE #	QUESTION / COMMENT	STATE RESPONSE
		Notwithstanding the above, the Contractor shall not be relieved of liability to the State for damages sustained by virtue of any Breach Condition and the State may seek other remedies allowed at law or in equity for breach of this Contract.	

3. **Delete RFP # 32701-05342, in its entirety, and replace it with RFP # 32701-05342, Release # 2, attached to this amendment.** Revisions of the original RFP document are emphasized within the new release. **Any sentence or paragraph containing revised or new text is highlighted.**

4. **RFP Amendment Effective Date.** The revisions set forth herein shall be effective upon release. All other terms and conditions of this RFP not expressly amended herein shall remain in full force and effect.